

SENATE No. 2072

The Commonwealth of Massachusetts

PRESENTED BY:

John A. Hart, Jr.

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act authorizing certain development in the Fort Point Channel.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
John A. Hart, Jr.	First Suffolk
Mayor Thomas M. Menino	
Brian P. Wallace	4th Suffolk

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT AUTHORIZING CERTAIN DEVELOPMENT IN THE FORT POINT CHANNEL.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 91 of the General Laws is hereby amended by inserting after
Section 4 the following new section:-

Section 4A: Improvement of Boston Harbor; maintenance of public structures.

Section 1: Notwithstanding sections 14 and 34 of chapter 91 of the General Laws or any other
general or special law to the contrary, the department of environmental protection may grant
licenses to the Boston Redevelopment Authority and any co-applicant that otherwise fulfills the
requirements for a chapter 91 license to construct, maintain, and repair pile supported and
floating public structures as shown in the Boston Inner Harbor Passenger Water Transportation
Plan as of January 2000 and Fort Point Channel Watersheet Activation Plan as of May 2002,
including related utilities, which project is located in whole or in part beyond the harborlines in
the Fort Point Channel, having been established in prior legislative acts, including chapter 232 of
the acts of 1873 and chapter 170 of the acts of 1880.

SECTION 2. A final plan showing the specific location of any project located in whole
or in part beyond the Fort Point Channel harborlines shall be incorporated into any waterways

15 license issued pursuant to this Act. Plans showing the location of the project shall be prepared
16 for the department of environmental protection and shall be on file at the department for public
17 inspection as required by chapter 91 of the General Laws and its regulations.

18 SECTION 3. Nothing in this Act shall be construed to exempt any project from any
19 substantive or procedural requirements of chapter 91 of the General Laws and its regulations,
20 other than the exemption permitted in this Act from the harborline requirements of sections 14
21 and 34 of said chapter 91.